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Attorneys for Plaintiff and the Putative Class

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

LUCAS YOUNG, individually and on behalf of
all other person similarly situated,

Plaintiff,

v.

FLOSPORTS, INC.,

Defendant

Case No. 3:22-cv-04920-JSC

**STIPULATION AND [PROPOSED]
ORDER SETTING BRIEFING
SCHEDULE ON DEFENDANT'S
MOTION TO DISMISS**

Hon. Jacqueline Scott Corley

1 Plaintiff Lucas Young (“Plaintiff”) and Defendant FloSports, Inc. (“Defendant” or
2 “FloSports”) (collectively the “Parties”) respectfully submit this Stipulation and [Proposed] Order
3 Regarding the Briefing Schedule on Defendant’s Motion to Dismiss.

4 WHEREAS, Plaintiff filed this action on August 29, 2022. ECF No. 1.

5 WHEREAS, Defendant filed a Motion to Dismiss on January 13, 2023. ECF No. 20.

6 WHEREAS, Plaintiff’s opposition to Defendant’s Motion to Dismiss is currently due on
7 January 27, 2023.

8 WHEREAS, the Motion to Dismiss, if granted in its entirety, may be dispositive of the issues
9 in this case; or otherwise a ruling may significantly narrow the issues in the case.

10 WHEREAS, the Parties have met and conferred and agreed, subject to the Court’s approval,
11 to a briefing schedule on Defendant’s Motion to Dismiss, and the initial discovery plan further
12 communicated in the Parties’ Joint Scheduling Report.

13 NOW, THEREFORE, the Parties have agreed, subject to the Court’s approval, that
14 Plaintiff’s opposition to the motion to dismiss or amended complaint will be due on February 15,
15 2023, and Defendant’s reply in support of its Motion to Dismiss or response to an amended
16 complaint will be due on or before March 13, 2023. The Parties have also agreed, subject to the
17 Court’s approval, that the hearing on Defendant’s motion will be continued from February 23,
18 2023 at 10:00 a.m. to April 13, 2023 at 10:00 a.m. or such other date thereafter as the Court may
19 select.

20 IT IS SO STIPULATED.

21
22 Dated: January 19, 2023

BURSOR & FISHER, P.A.

23 By: /s/ L. Timothy Fisher

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Dated: January 19, 2023

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ATTESTATION OF E-FILED SIGNATURE

I, L. Timothy Fisher, attest that concurrence in the filing of this document has been obtained from Defendant's counsel.

By: /s/ L. Timothy Fisher
L. Timothy Fisher

[PROPOSED] ORDER

The Court, having reviewed the parties' stipulation and finding good cause therefor, hereby
ORDERS as follows:

1. Plaintiff's opposition to the motion to dismiss or amended complaint will be due on or
February 15, 2023.
2. Defendant's reply in support of its Motion to Dismiss or response to the amended
complaint will be due on or before March 13, 2023.
3. The hearing on Defendant's Motion to Dismiss will be continued from February 23, 2023
at 10:00 a.m. to April 13, 2023 at 10:00 a.m.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated:

JACQUELINE SCOTT CORLEY
United States District Judge